

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Suits - Arbitration Application Nos. 49 & 50 of 2007 filed by M/s. BHC Agro(India) Private Limited, Andhra Pradesh, Hyderabad - Appointment of Sri Justice Y.Venkatachalam, Retired Judge of Chennai High Court as Legal Counsel in place of Sri S.Venkata Reddy, Senior Counsel to present the case in Arbitration Applications No.49 & 50 of 2007, on behalf of the Government of Andhra Pradesh before the Arbitral Tribunal - Orders - Issued.

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AGRICULTURE AND COOPERATION (HORTI. ) DEPARTMENT

G.O.Rt.No. 1352

Dt: 05 -11-2008.

Read the following:-

1. G.O.RT.No. 608, A&C(Horti.) Department, dt. 21.5.2008.
2. G.O.Rt.No. 1275, A&C(Horti.)Dept., dt. 18.10.2008..
3. From Sri S.Venkata Reddy, Senior Counsel, Letter dt. 18.10.2008.
4. Govt. Letter No. 15536/Horti./Horti./A2/2007, dt. 20.10.2008.
5. From the Learned Advocate General, High Court of AP.,Hyd.  
Letter No. 1077/2008, dt. 23.10.2008.

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ORDER:

In the reference 1st read above, Government have appointed Sri S.Venkata Reddy, Senior Counsel as Legal Counsel and also appointed four Junior Advocates ie., Sri S.Subrahmanya Reddy, Sri S.Sriram Reddy, Sri Srinivas Reddy and Smt. T.Lakshmi, to assist Senior Counsel to present the case in Arbitration Applications No.49 & 50 of 2007 on behalf of the Government before the Arbitral Tribunal. In the reference 2nd read above, Government have decided to fix the payment of fee of Rs.5.00 Lakhs to Sri S.Venkata Reddy to present the case and also arguments as and when the case comes up for hearing on behalf of the Government before the Arbitral Tribunal in Arbitration Application Nos.49 & 50 of 2007.

2. Sri S.Venkata Reddy, Senior Counsel, in his letter dated 18.10.2008, has stated that, he is not willing to appear for the Government in the said Arbitration cases on the terms and conditions specified in the reference 2nd read above and also stated that his Juniors are also not willing to appear on behalf of the Government.

3. In the reference 4th read above, the Learned Advocate General, High Court of AP., who was requested to suggest the name of another senior counsel for appointment as Legal Counsel to represent the case before the Arbitral Tribunal on the

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same terms and conditions mentioned in the reference 2nd read above, has stated that the Department may make their own effort to locate somebody who is competent to represent the Government before the Arbitral Tribunal vide his letter 5th read above.

4. Sri Justice Y.Venkatachalam, Retired Judge of Chennai High Court, who was contacted in the matter has given his concurrence to appear before the Arbitral Tribunal in the Arbitration Application Nos. 49 & 50 of 2007 on behalf of the Government, in public interest, subject to a maximum fee of Rs.5.00 Lakhs (Rupees Five Lakhs only).

5. Government, after careful examination of the matter, hereby appoint Sri Justice Y.Venkatachalam, Retired Judge of Chennai High Court, as legal Counsel to present the case in Arbitration Application Nos. 49 & 50 of 2007, on behalf of the Government before the Arbitral Tribunal, in place of Sri S.Venkata Reddy, Senior Counsel and his four (4) Junior Counsels.

6. The Commissioner of Horticulture, Andhra Pradesh, Hyderabad is requested to provide Government Guest house accommodation whenever he attends the Tribunal work at Hyderabad. He is also requested to furnish the relevant material and render necessary assistance to Sri Justice Y.Venkatachalam, Retired Judge of Chennai High Court, as and when he required.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.S.CHELLAPPA,  
APC & PRL.SECRETARY TO GOVERNMENT, ATM.

To

The Commissioner of Horticulture, Andhra Pradesh, Hyderabad.

Sri Justice Y.Venkatachalam, Retired Judge of Chennai High Court, Rama Krishna Towers, Plot No.010, B-Block, Ist Lane, Vidyanagar, Guntur -522 007.

The Accountant General, Andhra Pradesh, Hyderabad.

The District Treasury Officer concerned.

The Law Department./The Finance (Exp.A&C)Department.

Copy to:

The Learned Advocate General, High Court of Andhra Pradesh, Hyderabad.

The Sri Venkata Reddy, Senior Counsel, Ganga, H.No.1-10-249/2, Ashok Nagar Extension, Hyderabad - 500 020.

The Private Secretary to Spl.Secy. to CM.

The Private Secretary to M(Agri. & Horti.)

The Private Secretary to APC & Prl.Secy.ATM.

SC/SF.

//FORWARDED BY ORDER//

SECTION OFFICER